

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

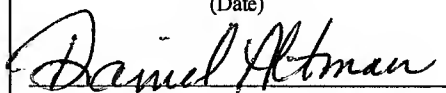
Applicant : Kljushnik et al.
App. No : 10/594,171
Filed : July 18, 2007
For : COSMETIC AND/OR
DERMATOLOGICAL PREPARATION
AND USE THEREOF IN THE
REGULATION OF SKIN CAPILLARY
BLOOD FLOW
Examiner : Kadambi, Geeta
Art Unit : 4131
Conf # : 7746

CERTIFICATE OF EFS WEB
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I hereby certify that this correspondence, and any other attachment noted on the automated Acknowledgement Receipt, is being transmitted from within the Pacific Time zone to the Commissioner for Patents via the EFS Web server on:

March 11, 2008

(Date)


Daniel E. Altman, Reg. No. 34,II5

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction Requirement, mailed February 11, 2008, Applicant responds as follows:

Restriction Requirement

Restriction to one of the following groups was required under 35 USC 121 and 372:

- Group I Claims 1 and 2, drawn to a composition perfluorocompounds emulsion and cosmetic and/or dermatologic preparation:
- Group II Claim 3, drawn to the method of the abolition of distortions of neurogenous and endocrine regulation of a system of a skin capillary blood flow.

Applicants' Election

In response to this restriction requirement, Applicant has already elected group II in a second Preliminary Amendment filed on January 23, 2008. A copy of the Second Preliminary Amendment appears in the PAIR database, and should, therefore, be available to the Examiner. If

for any reason, this document cannot be accessed by the Examiner, the Examiner is respectfully requested to contact the undersigned attorney at the telephone number appearing below. In the Second Preliminary Amendment, Claims 1 and 2 were cancelled, and new claims 5-10, dependent on the elected Claim 3, had been added. Therefore, the elected Group II now includes claims 3 and 5-10. Examination of these claims is respectfully requested.

Formal Matters

The Applicants' attorney telephoned the Examiner to inquire whether the Examiner had seen the Second Preliminary Amendment. The Examiner left a message indicating that the most recent communication from the USPTO included a substantive Office Action, and was not just a restriction requirement. Applicant notes that the Transaction History in the PAIR database shows a "Non-Final Rejection" dated March 4, 2008. However, the only recent communication from the Examiner that is currently shown in the Image File Wrapper in the PAIR database is a Restriction Requirement mailed February 11, 2008. Applicant has not yet received the Non-Final Rejection, as the PAIR database shows that it has not yet been mailed.

The Transaction History in the PAIR database also shows an entry on February 12, 2008 as "Response to Election / Restriction Filed." However, there is no corresponding entry in the Image File Wrapper. Thus, the present communication is submitted as a formality to ensure that a response to the restriction requirement is properly entered into the record for this application.

No fees are believed due. However, please charge any additional fees, including any fees for extension of time to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 11 Mar. 2008

By: Daniel Altman
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